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CITY OF GARDNER
MASSACHUSETTS 01440-2630

OFFICE OF THE
CITY COUNCIL



September 11, 2018

PUBLIC SERVICE COMMITTEE MEETING NOTICE

Date: Thursday, September 13, 2018
Time: 4:30 p.m.
Location: DPW Office, 50 Manca Drive

ANNOUNCEMENT - Any person may make a video or audio recording of an open session of a meeting, or may transmit the meeting through any medium, subject to reasonable requirements of the chair as to the number, placement and operation of equipment used so as not to interfere with the conduct of the meeting. Any person intending to make such recording shall notify the Chair forthwith. All Documents referenced or used during the meeting must be submitted in duplicate to the Clerk of the Committee, pursuant to the Open Meeting and Public Records Law. All documents shall become part of the official record of the meeting.

AGENDA

- I. Review and Approval of the Minutes of the prior meeting.
- II. Department Updates:
 - Public Works/Sewer/Water – Dane Arnold, DPW Director
 - Survey/Engineering – Chris Coughlin, City Engineer
 - Conservation Commission – Jeffrey Legros, Conservation Agent
- III. Amend the Code of the City of Gardner, Chapter 600 Thereof, Entitled “Vehicles and Traffic” Section 23, All Night Parking.
- IV. Abatements Water/Sewer:
 - a. 325 Brookside Dr.
 - b. 75 Regan Street
- V. Adjournment.

NOTICE: The listing of Agenda items are those reasonably anticipated by the Chairman which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

CITY COUNCIL OF GARDNER

Nathan R. Boudreau

Councillor Nathan R. Boudreau
Chairman, Public Service Committee

ORDINANCE

1 AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GARDNER, CHAPTER 600,
2 ENTITLED "VEHICLES AND TRAFFIC," ARTICLE VI: STOPPING, STANDING, AND
3 PARKING, SECTION 23: ALL-NIGHT PARKING.

4
5 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARDNER AS FOLLOWS:
6

7 *Section 1.* Section 600-23(a) of the Code of the City of Gardner be repealed and replaced by the
8 following:

9
10 §600-23(a): Parking Ban

11
12 The Mayor, or designee, after consultation with the Police Department and the Department of
13 Public Works, may order a parking ban to be put in place and enforced by the Gardner Police
14 Department.

15 During the parking ban, no vehicles will be permitted to park on any public way, highway or
16 parking lot under the control of the City between the hours of 11:00 pm and 7:00 am.

17 Notification to residents about the ban will occur by posting the information through social
18 media, the City's emergency alert system, notification to the local newspaper and/or by any other
19 technology deemed fit for this purpose.

20 The Parking Ban shall expire upon notice from the Mayor, or designee, stating the date and time
21 that the ban will expire. The Mayor, or designee, may choose to issue this notice at a separate
22 date and time from when the ban is declared.

23 Fines issued by the Police Department by those in violation of this ordinance shall be set
24 according to the provisions of Chapter 390 of the Code of the City of Gardner.

25
26 *Section 2.* Section 600-23(d) of the Code of the City of Gardner be amended by striking the
27 following: "(November 15 to April 1)"

28
29 *Section 3: Effective Date.*

30
31 This ordinance shall be effective upon passage and publication as required by law.

9987

CITY OF GARDNER LAW DEPARTMENT

John M. Flick
City Solicitor

2018 JUN 13 PM 12:34



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Gardner, MA 01440

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Assistant City Solicitor

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June 13, 2018

VIA HAND DELIVERY

Nathan R. Boudreau, Chair
Public Service Committee
Gardner City Council
95 Pleasant Street
Gardner, MA 01440

Re: Proposed Parking Ban Ordinance

Dear Chairman Boudreau:

The Law Department has reviewed the proposed parking ban ordinance. The Law Department has no objection to the passage of this Ordinance and sees no legal impediment as drafted.

Please let me know if you have any additional questions.

Very truly yours,

John M. Flick

Cc: Mark P. Hawke, Mayor

City of Gardner, MA
Thursday, August 30, 2018

Chapter 600. Vehicles and Traffic

Article VI. Stopping, Standing and Parking

§ 600-23. All-night parking.

[Amended 3-18-2002; 2-2-2004 by Ord. No. 1399]

- A. An all-night parking ban (snow ban) is hereby established beginning November 15 and ending April 1 between the hours of 2:00 a.m. and 6:00 a.m. on each day. Except as otherwise provided by ordinance, it shall be unlawful for the operator of any vehicle or trailer, other than one acting in an emergency, to park said vehicle on any public way, highway or parking lot under the control of the City during the all-night parking ban established by this subsection.

[Amended 11-18-2013 by Ord. No. 1563]

- B. There shall be no all-night parking at the following lots during this ban: Uptown Parking Lot.

[Amended 2-1-2010 by Ord. No. 1508]

- C. Chapter 512, Parking, Article I, Interference with Snow and Ice Removal, of this Code shall take effect in the case of a parked motor vehicle or trailer which interferes with removal of snow and ice.

- D. At the prescribed lots, during the parking ban (November 15 to April 1), designated overnight parking areas shall be properly signed and parking shall be allowed until 7:00 a.m., unless otherwise noted. No vehicle may park in a designated overnight parking area, in any municipal lot, during the overnight parking ban, between the hours of 7:00 a.m. and 9:00 a.m., unless otherwise noted. Any vehicle or trailer parking in violation of the above shall be tagged and/or towed by the Police Department. The following are designated areas:

[Amended 1-19-2016 by Ord. No. 1585]

- (1) West Street: north side facing Franklin Court.
- (2) Knowlton Street: east side facing Pleasant Street (one lane).
- (3) Knowlton Street: from 7:00 p.m. to 7:00 a.m., east side from the southerly point of entrance of the City Hall Annex driveway south 75 feet to the overnight parking area.
- (4) Pleasant Street: southerly boundary of lot (one lane).
- (5) Pleasant Street: northerly boundary of lot (one lane).
- (6) West Lynde Street Parking Lot South: 16 feet (two spaces) from the easterly corner of the southerly border of the lot then westerly the remaining distance (one lane).
- (7)

West Lynde Street Parking North Lot: With the exception of the four parking spaces located outside of the enclosure, all City-designated parking spaces located in the lower level of the lot, except when the lot is posted for maintenance or weather-related cleanup. This lot is exempt from the 7:00 a.m. to 9:00 a.m. restriction on parking due to it being a covered lot.

- (8) George Sweeney Park: all spaces.
[Added 2-1-2010 by Ord. No. 1508]
- (9) Prospect Street Parking Lot: all spaces along west boundary of lot.
[Added 2-1-2010 by Ord. No. 1508]
- (10) Nichols Street Lot: west end running parallel to Nichols Street; east end running parallel to Connors Street.
[Added 9-6-2011 by Ord. No. 1531]